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Via ECF

Hon. Robert M. Levy
United States District Court
225 Cadman Plaza East
Brooklyn, NY 11201

Re: Silverman v. Pacifica Foundation
11 Civ. 1894 (FB)
Motion to Set New Discovery Cutoff

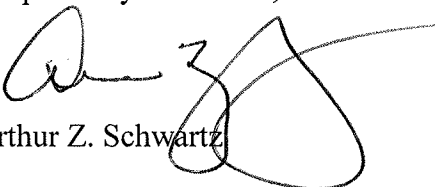
Dear Magistrate Levy:

This office represents Silverman & Silverman on their complaint. We join the motion made by L'Abbate, Balkin, Colavita & Contini.

We wish to request that the Court add one caveat to its Order since multiple discovery "deadlines" were ignored by Pacifica in the past: Please add a caveat that "failure to abide by these discovery deadlines will result in the Answer and Counterclaim being struck."

You may hear from Attorney Hackett that Pacifica is in turmoil, with 50% of the Board suing the other 50% over control. I submit, in the utmost good faith, that in this circumstance, deadlines without clear consequences will only be missed deadlines.

Respectfully submitted,



Arthur Z. Schwartz

AZS:dr

cc: Scott E. Kossove, Esq.
Patrick J. Hackett, Esq.
Daniel Silverman, Esq.